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9 THE HON. MARSHA J. PECHMAN
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UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

15 TRAVIS MICKELSON, et. ux.

16 Plaintiffs,

17 NO. 2:11-cv-01445

18 vs.

19 CHASE HOME FINANCE LLC, et. al.

20 Defendants.

21 DECLARATION OF CHESSA
22 TACHIKI IN RESPONSE TO
23 DEFENDANTS' NOTICE OF
24 INTENT TO FILE SURREPLY

25 My name is Chessa Tachiki. I am a paralegal for Stafne Law Firm, attorneys for
26 Plaintiffs the above captioned action. I make this declaration on the basis of personal
knowledge as appears fully herein.

27 On May 3, 2012, I was directed by Mr. Stafne to file an "Objection to Consideration of
28 New Evidence in Response to Motion for Reconsideration for Motion to Dismiss as Opposed
29 to Summary Judgment" with regards to the Response (Dkt. #61) filed by defendants to
30 Plaintiffs' Motion for Reconsideration (Dkt. #59).

31 Upon logging into the CM/ECF system to file said document, I was unclear as to what
32 category it should be filed under, as there was not a specific category that seemed to suit the
33 document to be filed. In order to be sure I was filing the document properly, I called the
34 phone number for Judge Pechman's docket clerk and spoke with the case administrator - a
35 woman named Mary. Mary informed me that I was to file the document under "Reply" under

37 DECLARATION OF CHESSA TACHIKI IN RESPONSE TO
38 DEFENDANT'S NOTICE OF INTENT TO FILE SURREPLY- I

39 STAFNE LAW FIRM

40 239 NORTH OLYMPIC AVENUE
41 ARLINGTON, WA 98223
42 TEL. 360.403.8700 /STAFNELAWFIRM@AOL.COM

1 the main category titled "Responses, Replies and Supporting Documents." I specifically
2 asked her if she was sure I was not supposed to file it under the category "Objections to
3 Report and Recommendation" (the only category that mentions "objection") and she said
4 "no."

5 After my conversation with Mary, I informed Mr. Stafne that Mary had instructed me to
6 file the document as a reply and he said to file it as the clerk had instructed, and that is what I
7 did. It is to my belief and knowledge that the objection which was filed was not intended to
8 be a "reply," it was simply filed under that category because that is what I was instructed to
9 do by the clerk.

10 I declare under the penalty of perjury that the foregoing is true to the best of my
11 information and belief.

12 DATED this 4th day of May, 2012 at Arlington, WA.

14 Respectfully Submitted,

15 
16 Chessa Tachiki, Paralegal
17 Stafne Law Firm

CERTIFICATE OF ELECTRONIC SERVICE

I hereby certify that on May 4, 2012, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

Fred B. Burnside: fredburnside@dwt.com

Rebecca J. Francis: RebeccaFrancis@dwt.com

Heidi E. Buck: hbuck@rcolegal.com

Andrew Gordon Yates: yatesa@lanepowell.com

John S. Devlin, III: devlinj@lanepowell.com

Erin McDougal Stines: erin.stines@fnf.com

DATED this 4th day of May, 2012 at Arlington, WA.

/s/ *Chessa R. Tachiki*
Chessa Tachiki, Paralegal
Stafne Law Firm